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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

10 DEON HAYGOOD,

Plaintiff,

12 || v.

13 || GAVIN NEWSOM, et al.,

14 Defendants.

No. 2:20-cv-0239-EFB P

ORDER AND FINDINGS AND RECOMMENDATIONS

16 Plaintiff proceeds without counsel in an action brought under 42 U.S.C. § 1983. This
17 proceeding was referred to this court by Local Rule 302 pursuant to 28 U.S.C. § 636(b)(1).

18 On April 22, 2020, the court screened plaintiff's complaint pursuant to 28 U.S.C.
19 § 1915A. ECF No. 6. The court dismissed the complaint, explained the deficiencies therein, and
20 granted plaintiff thirty days in which to file an amended complaint to cure the deficiencies. *Id.*
21 The screening order warned plaintiff that failure to comply would result in a recommendation that
22 this action be dismissed. The time for acting has now passed and plaintiff has not filed an
23 amended complaint. Thus, it appears that plaintiff is unable or unwilling to cure the defects in the
24 complaint.

25 Accordingly, it is ORDERED that the Clerk is directed to randomly assign a United States
26 District Judge to this action.

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1 Further, it is RECOMMENDED that this action be DISMISSED without prejudice for the
2 reasons set forth in the April 22, 2020 screening order (ECF No. 6).

3 These findings and recommendations are submitted to the United States District Judge
4 assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within fourteen days
5 after being served with these findings and recommendations, any party may file written
6 objections with the court and serve a copy on all parties. Such a document should be captioned
7 “Objections to Magistrate Judge’s Findings and Recommendations.” Any response to the
8 objections shall be served and filed within fourteen days after service of the objections. The
9 parties are advised that failure to file objections within the specified time may waive the right to
10 appeal the District Court’s order. *Turner v. Duncan*, 158 F.3d 449, 455 (9th Cir. 1998); *Martinez*
11 *v. Ylst*, 951 F.2d 1153 (9th Cir. 1991).

12 Dated: June 12, 2020.



13 EDMUND F. BRENNAN
14 UNITED STATES MAGISTRATE JUDGE
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